

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF RHODE ISLAND

- - - - -x

In re: :
NEWPORT CREAMERY, INC. : BK No. 01-13196
Debtor : Chapter 7

- - - - -x

ORDER DEFERRING RULING ON FEE APPLICATION

Heard on the interim Fee Application of Peter Scotti, the Court appointed real estate broker for the Chapter 7 Trustee, seeking commissions totaling \$93,000. The Trustee has informed the Court that Mr. Scotti will be seeking approximately an additional \$100,000 in fees when two other properties close. Because the marketing efforts for all five properties are related, and we do not have other professional fee requests before us as yet, I feel that it is premature to deal with the present fee application. Accordingly, I will defer ruling on Mr. Scotti's fee application until later in the case, after all sales have closed and the Trustee and his counsel have filed their respective applications.

Dated at Providence, Rhode Island, this 21st day of October, 2003.



Arthur N. Votolato
U.S. Bankruptcy Judge